

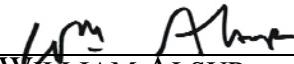
United States District Court
For the Northern District of California

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6 IN THE UNITED STATES DISTRICT COURT
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8 FOR THE NORTHERN DISTRICT OF CALIFORNIA
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10 ORACLE AMERICA, INC., No. CV 10-03561 WHA
11 Plaintiff,
12 v.
13 GOOGLE, INC., **ORDER DENYING MOTION
14 Defendant.** TO DISMISS AS MOOT AND
15 _____ / VACATING HEARING
16
17 Due to the filing of an amended complaint by plaintiff Oracle America, Inc. and in light of
18 defendant Google, Inc.'s response to the October 28 order to show cause, Google's pending
19 motion to dismiss is **DENIED AS MOOT**. The hearing on the motion is **VACATED**. This order will
20 leave for another day the question of whether and to what extent plaintiff's pending motion to
21 dismiss and to strike may suffer a similar fate once Google's amended pleading is filed.
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23 **IT IS SO ORDERED.**

24 Dated: November 1, 2010.


25 WILLIAM ALSUP
26 UNITED STATES DISTRICT JUDGE
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